

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 11

| | |
|------------------------|-------------------|
| Application Number | 09/656,777 |
| Filing Date | September 7, 2000 |
| First Named Inventor | Junji Kuyama |
| Group Art Unit | 1746 |
| Examiner Name | Monique M. Wills |
| Attorney Docket Number | 09792909-0409 |

ENCLOSURES (check all that apply)

☒ Transmitted herewith is Response to October 5, 2004 Final Office Action.

☒ The fee has been calculated as shown below:

| (1) FOR | (2) CLAIMS REMAINING AFTER AMENDMENT | (3) | (4) HIGHEST NO. PREVIOUSLY PAID FOR | (5) PRESENT EXTRA | (6) RATE | (7) ADDITIONAL FEE |
|-----------------------|---|-----|--|---|--|--------------------------|
| TOTAL CLAIMS | 6 | - | 20 | 0 | <input type="checkbox"/> x \$9.00 <input type="checkbox"/> x \$18.00 | \$0 |
| INDEPENDENT CLAIMS | 1 | - | 3 | 0 | <input type="checkbox"/> x \$42.00 <input type="checkbox"/> x \$86.00 | \$0 |
| | APPLICATION AMENDED TO CONTAIN ANY MULTIPLE DEPENDENT CLAIMS NOT PREVIOUSLY PAID FOR. | | | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO | <input type="checkbox"/> x \$140.00 <input type="checkbox"/> x \$280.00 ONE TIME | \$0 |
| | TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | \$0 |

☐ Applicant petitions the Commissioner for Patents to extend the time for responding to the Office Action dated _____ by _____ month(s) for a fee of \$ _____ so that the period for response is extended to _____ under 37 C.F.R. § 1.321.

☐ The amount of \$ _____ for the Terminal Disclaimer under 37 C.F.R. § 1.321 is included in the enclosed check.

☐ The amount of \$ _____ for the Amendment under 37 C.F.R. § 1.312(b) is included in the enclosed check.

☐ The enclosed credit card payment form to charge the amount of \$ _____ covers the extension fee.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Account No. 19-3140. A duplicate of this sheet is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

14. ☒ Customer No. 26263

Dated: December 22, 2004

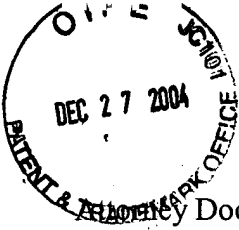
David Rozenblat, (Registration No. 47,044)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop After Final, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Dated: December 22, 2004

Roxanne M. Swartz



AF/1746
ITW

Patent Docket No. 09792909-0409

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Junji Kuyama et al.

Application No. 09/656,777

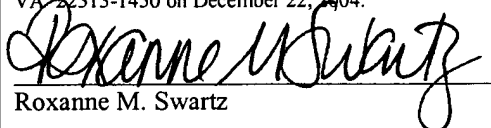
Filed: September 7, 2000

For: Positive Electrode Active Material for a
Non-Aqueous Electrolyte Cell and Non-
Aqueous Electrolyte Cell Using the
Same

) Group Art Unit: 1746
)

) Examiner: Monique M. Wills
)

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) Commissioner for Patents, P.O. Box 1450, Alexandria,
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) 
) Roxanne M. Swartz
)

Mail Stop After Final
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OCTOBER 5, 2004 FINAL OFFICE ACTION

Dear Sir:

This Amendment is submitted in response to the Final Office Action mailed October 5, 2004. Applicants respectfully request amendment of the patent application, and reconsideration and allowance of the pending claims.